

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

LAVERNE R. JONES,	)	
	)	Case No. 4:07CV00049
Plaintiff,	)	
	)	
v.	)	<b>ORDER</b>
	)	
MICHAEL J. ASTRUE,	)	
Commissioner of Social Security,	)	By: Jackson L. Kiser
	)	Senior United States District Judge
Defendant.	)	

Before me is the *Report and Recommendation* of United States Magistrate Judge B. Waugh Crigler, entered on May 28, 2008. The Magistrate Judge recommends granting the Plaintiff's *Motion for Summary Judgment* and remanding the case to the Commissioner for further proceedings. I have reviewed the Magistrate Judge's recommendation, as well as the Defendant's *Objections* and Plaintiff's response to those objections. The matter is now ripe for decision.

For the reasons set forth in the accompanying *Memorandum Opinion*, I will **REJECT** the Magistrate Judge's *Report and Recommendation* and **SUSTAIN** the Defendant's Objections. I will **GRANT** the Defendant's *Motion for Summary Judgment* and this case will be **DISMISSED** from the active docket of this Court.

The clerk is directed to send certified copies of this *Order* to all counsel of record and to Magistrate Judge B. Waugh Crigler.

Entered this 1st day of August, 2008.

s/Jackson L. Kiser  
Senior United States District Judge